IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY NINETH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 13091 of 2004

Between:

K.Lakshmi Devi, w/o K.Sudhakar, aged about 38 years,
R/o.Door No.1/15, Chemmumiyyapet,
Cuddapah Town & District.

..... PETITIONER

AND

1.Ministry of Power rep., by its Private Secretary, Government of

India, Sharmsakti Bhavan,Rafi Marg, New Delhi-100 001.
2. Ministry of Power rep., by its Joint Secretary, Government of

India, Sharmsakti Bhavan, Rafi Marg, New Delhi-100 001.
3. The Chief Manager, Station Incharge National Thermal Power

Corporation Limited, 400 KV.Sub-station,
Chinnakampalli Village, Chinthakommadinne Mandal,

Cuddapah District.
4. The Executive Director, National Thermal Power Corporation

Limited, 400 KV Sub-Station,
Chinnakampalli Village, Chinthakommadinne Mandal,

Cuddapah District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of writ of Mandamus declaring the inaction on the part of the respondents in not considering the case of the petitioner for appointment on compassionate grounds as arbitrary, illegal and contrary to the object of the scheme of compassionate appointment and violative of the fundamental rights guaranteed to the petitioner under Articles 14 & 21 of the Constitution of India and consequently direct the respondents to appoint the petitioner in any suitable post on compassionate

grounds.

Counsel for the Petitioner: MR.V.R.REDDY KOVVURI

Counsel for the Respondents: Mr.A.Sanjeeva Kumar, Addl. Standing Counsel for Central Government

The Court made the following :

THE HONOURABLE DR.JUSTICE G.YETHIRAJULU

WRIT PETITION No.13091 OF 2004

ORDER:

The petitioner is the wife of deceased employee of the third respondent-corporation. The husband of the petitioner died in an accident on 08.04.1998, while in service. The petitioner made applications, including the applications dated 08.07.2000 and 23.04.2001. The petitioner submits that the first respondent after considering the application of the petitioner forwarded the same to the second respondent on 08.05.2001 for necessary action. The grievance of the petitioner is that the second respondent so far did not pass any order on the applications of the petitioner for compassionate appointment. She, therefore, seeks a direction to the respondents 1 and 2 to pass appropriate orders on the application, for compassionate appointment.

In view of the delay caused in passing orders on the application of the petitioner, respondents 1 and 2 are directed to pass appropriate orders on the application of the petitioner for compassionate appointment within two months from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of at the stage of admission. No order as to costs.

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(DR.G.YETHIRAJULU,J)

Date: 29th July,2004.

cs

NOTE:

Issue CC in four days.

(B/O)

cs

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Private Secretary, Ministry of Power, Government of India,

Sharmsakti Bhavan, Rafi Marg, New Delhi-100 001.

2. The Joint Secretary, Ministry of Power, Government of India,

Sharmasakti Bhavan, Rafi Marg, New Delhi – 100 001.

3. The Chief Manager, Station In-charge, National Thermal Power

Corporation Limited, 400 K.V.Sub-Station, Chinnakampalli

Village, Chinthakommdinne Mandal, Cuddapah District.

4. The Executive Director, National Thermal Power Corporation

Limited, 400 K.V.Sub-Station, Chinnakampalli Village,

Chinthakommadinne Mandal, Cuddapah District.

5. Two C.D. copies.